Attorney Docket No. MCD118 CIP Client Matter No. 83629.0037.001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re CIP U.S. Patent Application of:

W. Jeffrey MITCHEM et al.

Examiner:

Serial No.

Art Unit:

Filed: July 2, 2003

For: METHOD FOR SCORING QUEUED

FRAMES FOR SELECTIVE TRANSMISSION

THROUGH A SWITCH

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Commissioner for Patents Alexandria, VA 22313-1450

Sir:

Applicant hereby submits for filing under 37 C.F.R. §1.97 a disclosure statement. In submitting these references, no representation is made or implied that the references are or are not material to the examination of this application. The patents, publications or other information submitted are listed in Form PTO/SB/08A submitted herewith. Pursuant to 37 C.F.R. § 1.98, copies of the references are not provided, as each was cited in either Serial No. 09/728,452 or 09/228,678, from which priority under 35 U.S.C. § 120 is claimed.

No fee is believed due for this submittal. However, any fee deficiency associated with this submittal may be charged to Deposit Account No. 50-1123.

July 2, 2003

Respectfully submitted,

Carol W. Burton, Reg. No. 35465

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PTO/SB/08A (10/01) (Substitute for form 1449A/PTO)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use several sheets if necessary)

Sheet 1 of 10

ATTY. DOCKET NO. McD118 CIP Client/Matter No. 83629.0037.001

APPLICATION NO.

FIRST NAMED INVENTOR W. Jeffrey MITCHEM

FILING DATE July 2, 2003 **ART UNIT**

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No.	Document No. No. ~ Kind Code	Publication Date MM-DD- YYYY	Name of Patentee or Applicant of Cited Doc	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s) publisher, city and/or country where published

EXAMINER SIGNATURE

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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		Cisco Catalyst switch	es (sold by Cisco	since at least mid-1997). [NC	T LITERA	[URE]		
		Madge Visage switche	es (sold by Madge	e Networks and its LANNET s	ubsidiary	since at least 1997).	[NOT	
		Bay Networks Baystac	k 300 series swit	ches (sold by Bay Networks	since at lea	ast July 1997). [NOT	LITERATU	RE]
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		Gadzoox Networks De LITERATURE]	nali Fibre Chan	nnel Area Switch (sold by Gadzo	ox Netw	orks since at least 19	97). [NOT	
		Cajun Switches (sold LITERATURE)	by Lucent Tech	nologies, LANNET, Agile, and/o	r Promin	ent Corp. since at lea	st 1997). [NOT
		Cajun View Suite (solo	I by Prominent	and/or Lucent since at least Oc	t. 1998).	[NOT LITERATURE]		
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		Ascend B-STDX frame Since at least 1997). [N	•	ches; and CBX 500 and GX 550	ATM sw	itches (sold by Lucen	t and/or A	scend
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PTO/SB/08A (10/01) ATTY, DOCKET NO. McD118 CIP APPLICATION NO. (Substitute for form 1449A/PTO) Client/Matter No. 83629.0037.001 INFORMATION DISCLOSURE FIRST NAMED INVENTOR STATEMENT BY APPLICANT W. Jeffrey MITCHEM (Use several sheets if necessary) **FILING DATE** ART UNIT July 2, 2003 Sheet 4 of 10 **U.S. PATENT DOCUMENTS** Examiner Cite Document No. **Publication** Name of Patentee or Pages, Columns, Lines, Where Relevant Initials No. - Kind Code **Applicant of Cited Doc** No. Date Passages or Relevant Figures Appear MM-DD-YYYY US-6,157,654 12-2000 Davis Aramaki US-5,253,251 10-1993 **FOREIGN PATENT DOCUMENTS** Pages, Columns. Lines Foreign Patent Doc Examiner Cite Publication Name of Patentee or Where Relevant Passages **TRANSLATION** cntry code - No. - Kind Initials No. Date **Applicant of Cited Doc** or Relevant Figures Code MM-DD-Appear YYYY YES ΝO OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, Examiner Cite serial, symposium, catalog, etc.), date, page(s), volume-issue number(s) publisher, city and/or country where published Initials No. Intel 510T Switch (sold by Intel Corp. since at least Feb. 1998). [NOT LITERATURE] 3 Com SuperStack2 LAN Switch Transcend LANSentry Manager (sold by 3Com Corp. since at least 1997). [NOT LITERATURE] 3 Com Transcend LANSentry Manager (sold by 3Com since at least 1997). [NOT LITERATURE] Ancor SANBox-8 Switch (sold by Ancor Communications since at least 1998). [NOT LITERATURE] Ancor GigWorks MKII (sold by Ancor Communications since at least 1997), [NOT LITERATURE] Vixel Switches and SAN Management Software (sold by Vixel Corp.). [NOT LITERATURE] FC/9000 (sold by InRange Technologies). [NOT LITERATURE] Hewlett-Packard NetMetrix Enterprise Manager 4.7 (sold by Hewlett-Packard since at least 1997). [NOT LITERATURE1 MeterWare (sold by Technically Elite and/or Hfn since at least 1996). [NOT LITERATURE] ACD82024 (sold by Advanced Communication Devices since at least 1997). [NOT LITERATURE] Switched Networks: Meeting the Management Challenge - A Technology Brief on SMON, A Lannet Switch Monitoring Management Application (1998), available at http://www.cedpa.k-12.org/databus-issues/v38n3/v38n3-**EXAMINER SIGNATURE DATE CONSIDERED**

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conformance and not considered. Include copy of this form with next communication to applicant.

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